IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.8196 OF 2004

Bachubhai Building Co-operative
Housing Society Ltd, ... Petitioner

Vs

Maharashtra Housing & Area Development
authority and ors. .. .. Respondents

Mr V.Z.Kankaria, for the petitioner.

Mr D.A.Patil, AGP for the respondents.

CORAM : D.B.BHOSALE,J.

DATE : 28th October, 2004.

PC:

1. Heard the learned counsel for the parties.

2. Mr Kankaria, learned counsel for the petitioner, states that the petitioner would be satisfied if he is given liberty to apply for Nimatana measurement and if such application is filed the concerned authority be directed to carry out the said measurement. Mr Patil, learned AGP, has no objection for granting such liberty to the petitioner.

3. In view of this, the writ petition stands disposed of by following order:-

(i) The petitioner to apply for Nimatana measurement

within four weeks from today. If such application is filed, respondent no.3 will allow the application and carry out Nimatana measurement as expeditiously as possible and preferably within a period of four weeks from the date of receipt of the order.

(ii) The petitioner to bear the expenses for carrying out Nimatana measurement.

. An authenticated copy of this order may be made available to the parties.

(D.B.BHOSALE, J.)